

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

DANNY LEE SIMPSON, JR.,

Defendant.

CASE NO. 2:22-cr-00099-TL

ORDER GRANTING REQUEST FOR  
*DAUBERT* HEARING

Defendant Danny Lee Simpson has been charged with involuntary manslaughter for the death of a passenger in a motor vehicle he was driving. Dkt. No. 1. He moves for limitation of testimony by Government expert witness Roger Smedsrud, and in the alternative, requests a pre-trial expert qualification hearing. Dkt. No. 53. In accordance with its obligations under *Daubert v. Merrell Dow Pharms. Inc.*, 509 U.S. 579 (1993), to ensure the reliability of expert testimony, the Court hereby sets a *Daubert* hearing for October 27, 2023, to be held immediately after the scheduled pretrial conference in this case. Each side will be given **thirty (30) minutes** for argument, inclusive of any time used to question Mr. Smedsrud.

1 The focus of the hearing will be on Mr. Smedsrud's methodology used in reaching his  
2 conclusions about whether the brakes on Defendant Simpson's truck contributed to the accident  
3 and on the reasons for the changes in his conclusions between his first and second expert reports.  
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5 Dated this 17th day of October 2023.

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8 Tana Lin  
9 United States District Judge  
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